

MICHAEL F. RAM, SBN 104805  
mram@rocklawcal.com  
RAM, OLSON, CEREGHINO & KOPCYZNSKI LLP  
555 Montgomery Street, Suite 820  
San Francisco, California 94111  
Telephone: (415) 433-4949  
Facsimile: (415) 433-7311  
*Attorney for Plaintiffs and the Class*

G. CHARLES NIERLICH, SBN 196611  
gnierlich@gibsondunn.com  
GIBSON, DUNN & CRUTCHER LLP  
555 Mission Street, Suite 3000  
San Francisco, California 94105-2933  
Telephone: (415) 393-8239  
Facsimile: (415) 393-8306  
*Attorney for Defendant*  
*Nissan North America, Inc.*

[Additional Counsel on Signature Page]

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

BRANDON BANKS, ERIN BANKS, and  
DAVID SOLOWAY, individually and on behalf  
of a class of similarly situated consumers,

Plaintiffs,

v.

NISSAN NORTH AMERICA, INC.,

Defendant.

CASE NO. C 11-2022 PJH

**JOINT STIPULATION AND ~~[PROPOSED]~~  
ORDER REGARDING FILING OF  
MOTION FOR PRELIMINARY  
APPROVAL OF CLASS SETTLEMENT**

Judge:

Hon. Phyllis J. Hamilton

1 The parties, by and through their undersigned counsel, jointly submit this stipulation  
2 regarding Plaintiffs' filing of a motion for preliminary approval of the class settlement that has been  
3 reached in principle with Defendant Nissan North America, Inc.

4 WHEREAS, Plaintiffs previously advised the Court of their intent to file a motion for  
5 preliminary approval of the settlement on October 1, 2014;

6 WHEREAS, the parties believe that it is in the interests of efficiency and judicial economy to  
7 allow them additional time to memorialize and finalize the terms of their settlement agreement and  
8 the ancillary documents that will be submitted in connection with a motion for preliminary approval;

9 THEREFORE, the parties jointly stipulate and advise the Court of Plaintiff's intention to  
10 submit a motion for preliminary approval of the settlement on October 8, 2014, and request that the  
11 Court enter the attached proposed order.

12 DATED: October 1, 2014

13 GIBSON, DUNN & CRUTCHER LLP

14 By: /s/

15 TIMOTHY W. LOOSE, SBN 241037  
tloose@gibsondunn.com  
16 GIBSON, DUNN & CRUTCHER LLP  
333 South Grand Avenue  
17 Los Angeles, California 90071-3197  
Telephone: (213) 229-7000  
18 Facsimile: (213) 229-752

19 G. CHARLES NIERLICH, SBN 196611  
gnierlich@gibsondunn.com  
20 GIBSON, DUNN & CRUTCHER LLP  
555 Mission Street, Suite 3000  
21 San Francisco, California 94105-2933  
Telephone: (415) 393-8239  
22 Facsimile: (415) 393-8306

23 *Attorneys for Defendant*

24 CORY WATSON CROWDER & DEGARIS, P.C.

25 By: /s/

26 F. Jerome Tapley (*Pro Hac Vice*)

Email: jtapley@cwcd.com  
Hirlye R. "Ryan" Lutz, III (*Pro Hac Vice*)  
Email: rlutz@cwcd.com  
2131 Magnolia Avenue  
Birmingham, AL 35205  
Telephone: (205) 328-2200  
Facsimile: (205) 324-7896

CARTER WOLDEN CURTIS, LLP  
Kirk J. Wolden, SBN 138902  
Email: kirk@cwclawfirm.com  
Clifford L. Carter, SBN 149621  
Email: cliff@cwclawfirm.com  
1111 Exposition Boulevard, Suite 602  
Sacramento, California 95815  
Telephone: (916) 567-1111

RAM, OLSON, CEREGHINO  
& KOPCYZNSKI LLP  
Michael F. Ram, SBN 104805  
Email: mram@rocklawcal.com  
Karl Olson, SBN 104760  
Email: kolson@rocklawcal.com  
555 Montgomery Street, Suite 820  
San Francisco, California 94111  
Telephone: (415) 433-4949  
Facsimile: (415) 433-7311

*Attorneys for Plaintiffs and the Class*

*\*\*Filer's Attestation: Pursuant to Civil L.R. 5-1(i)(3)  
regarding signatures, Timothy W. Loose hereby attests  
that concurrence in the filing of this document has been  
obtained.*

**[PROPOSED] ORDER**

Good cause having been shown, the Court is advised of the parties' representations regarding the current status of the settlement, and is further advised of Plaintiffs' intention to submit a motion for preliminary approval of class settlement on October 8, 2014, rather than October 1, 2014. Should it transpire that Plaintiffs are not able to file a motion for preliminary approval on October 8, 2014, the Parties shall provide the Court with a joint status update on October 8, 2014.

DATED: October 3, 2014

The Honorable Phyllis J. Hamilton  
United States District Court

